

FENWICK & WEST LLP
ATTORNEYS AT LAW

FELIX S. LEE (CSB No. 197084)
flee@fenwick.com
CHRISTOPHER J. STESKAL (CSB No. 212297)
csteskal@fenwick.com
CASEY O'NEILL (CSB No. 264406)
coneill@fenwick.com
CLAIRE MENA (CSB No. 339324)
cmena@fenwick.com
FENWICK & WEST LLP
Silicon Valley Center
801 California Street
Mountain View, CA 94041
Telephone: 650.988.8500
Facsimile: 650.938.5200

JOHN D. TENNERT III (Nevada Bar No. 11728)
jtennert@fennemorelaw.com
WADE BEAVERS (Nevada Bar No. 13451)
wbeavers@fennemorelaw.com
FENNEMORE CRAIG, P.C.
7800 Rancharrah Parkway
Reno, NV 89511
Telephone: 775.788.2212
Facsimile: 775.786.1172

Attorneys for Plaintiff and Counterdefendant
TETSUYA NAKAMURA

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

TETSUYA NAKAMURA,

Plaintiff,

v.

SUNDAY GROUP INCORPORATED, *et al.*,

Defendants.

SUNDAY GROUP INCORPORATED AND
TOSHIKI (TODD) MITSUISHI

Counterclaimants,

v.

TETSUYA NAKAMURA,

Counterdefendant.

Case No.: 2:22-cv-01324-MMD-EJY

ORDER GRANTING STIPULATION
EXTENDING TIME TO RESPOND TO
COUNTERCLAIM AND SETTING
BRIEFING SCHEDULE ON MOTION
TO DISMISS (FIRST REQUEST)

1 Plaintiff and Counterdefendant Tetsuya Nakamura (“Dr. Nakamura”) and Defendants
 2 Sunday Group Incorporated, SGI Trust, Toshiki (Todd) Mitsuishi and James Pack (collectively,
 3 “Defendants”), by and through counsel, hereby stipulate as follows:

4 Whereas Defendants filed their Answer and Counterclaim on May 8, 2023 (ECF No. 47), in
 5 which all Defendants answered the Complaint and two defendants, Sunday Group Incorporated and
 6 Toshiki (Todd) Mitsuishi (“Counterclaimants”), alleged four causes of action against Dr. Nakamura;

7 WHEREAS, Dr. Nakamura’s response to the Counterclaim is currently due on May 30, 2023;

8 WHEREAS, Dr. Nakamura intends to move to dismiss the Counterclaim;

9 WHEREAS, the parties now having conferred on scheduling matters have agreed to a
 10 schedule for Dr. Nakamura’s contemplated motion(s) to dismiss, to accommodate various scheduling
 11 conflicts and holiday schedules;

12 WHEREAS, this is the first stipulation for extension of time to respond to the Counterclaim;

13 **IT IS ACCORDINGLY STIPULATED**, pursuant to Civil L.R. 6-1 and 6-2, by and between
 14 the undersigned counsel for the parties, that:

- 15 1. The deadline for Dr. Nakamura to move, answer, or otherwise respond to the
- 16 Counterclaim is July 7, 2023;
- 17 2. In the event Dr. Nakamura moves to dismiss the Counterclaim, Counterclaimants
- 18 shall file an opposition to Dr. Nakamura’s motion(s) on or before August 7, 2023;
- 19 3. In the event Dr. Nakamura moves to dismiss the Counterclaim, Dr. Nakamura
- 20 shall file any replies to Counterclaimants opposition(s) to the motion(s) to dismiss
- 21 on or before August 28, 2023.
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2 Dated: May 31, 2023

FENWICK & WEST LLP

3 By: /s/Felix S. Lee

4 Felix S. Lee
5 Christopher J. Steskal
6 Casey O'Neill
7 Claire Mena

8 *and*

FENNEMORE CRAIG, P.C.

9 By: /s/John D. Tennert III

10 John D. Tennert III (Nevada Bar No. 11728)
11 Wade Beavers (Nevada Bar No. 13451)

12 Attorneys for Plaintiff and Counterdefendant
13 TETSUYA NAKAMURA

14 Dated: May 31, 2023

CLYDE SNOW & SESSIONS LLP

15 By: Timothy R. Pack

16 Thomas A. Brady
17 Timothy R. Pack
18 Keith M. Woodwell

19 Attorneys for Defendants
20 SUNDAY GROUP INCORPORATED,
21 SGI TRUST, TOSHIKI (TODD) MITSUISHI
22 AND JAMES PACK

ORDER

23 IT IS SO ORDERED.

24 

25 MIRANDA M. DU
26 CHIEF UNITED STATES DISTRICT JUDGE
27 DATED THIS 1st Day of June 2023.
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